IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

WP(C).No. 6138 of 2004(E)

PETITIONER:

M.A.MONY, SUBJECT MATER SPECIALIST (CO-OPERATION) DAIRY TRAINING COLLEGE, KOTTAYAM (UNDER SUSPENSION), RESIDING AT MANI MANDIRAM (FROM KIZHAKKE KAPPADIYIL) PARIYARAM P.O., KOTTAYAM.

BY ADV. SRI.M.J.THOMAS

RESPONDENTS:
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1. THE STATE OF KERALA, REPRESENTED BY THE SECRETARY, AGRICULTURE (DAIRY) DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF DAIRY DEVELOPMENT DIRECTORATE OF DAIRY DEVELOPMENT PATTOM PALACE.P.O THIRUVANANTHAPURAM-4.

3. THE PRINCIPAL, DAIRY TRAINING CENTRE, KOTTAYAM-1.

BY GOVERNMENT PLEADER SRI. K.V. MANOJ

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 6138 OF 2004 E

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE PETITION DT. 28/10/03 FILED BY LEELAMMA TO THE DY. S.P. KOTTAYAM.

EXT.P2. COPY OF THE FIR IN CRIME NO. 481/2003 OF KOTTAYAM EAST POLICE STATION.

EXT.P3. COPY OF THE ORDER IN CRL.M.APPLN. 1646/04 IN CRL. MC 361/2001 DT. 10/2/04 OF THIS COURT.

EXT.P4. COPY OF THE SUSPENSION ORDER DT. 29/1/2004 BY R1.

EXT.P5. COPY OF THE LETTER DT. 3/2/04 BY DIRECTOR OF THE R3.

EXT.P6. COPY OF THE LETTER DT. 9/2/04 BY THE R3.

EXT.P7. COPY OF THE JUDGMENT IN CRL. MC NO. 1457/04 DT. 21/6/06 OF THIS COURT.

EXT.P8. COPY OF THE REPRESENTATION DT. 18/07/2006 SENT BY THE PETITIONER TO THE R1.

EXT.P9. COPY OF THE GO RT NO. 8134/2006 DT. 4/12/2006.

True copy

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KURIAN JOSEPH , J

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W.P.(C) NO. 6138 OF 2004

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Dated this the 29th day of June, 2007.

JUDGMENT

The writ petition is filed with the following prayers:

i) to call for the records relating to Ext.P4 suspension order and quash the same by issuance of a Writ of Certiorari or any other appropriate writ or order.

ii) to issue a writ of Mandamus directing respondents to reinstate the petitioner in service as Subject Matter Specialist (Co-Operation) at the Dairy Training Centre, Kottayam.

iii) to direct the 1st respondent to revoke the suspension order and to reinstate the petitioner forthwith.

iv) to prohibit the respondents from posting any substitute in the place of the petitioner till the disposal of this writ petition.

2. It is seen that the petitioner has submitted Ext.P8 representation before the 1st respondent. There will be a direction to the 1st respondent to look into Ext.P8 and pass appropriate orders, in accordance with law, with notice to the petitioner within four months from the date of receipt of a copy of this judgment.

The writ petition is disposed of accordingly.

KURIAN JOSEPH, JUDGE.

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